(50)

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (C) No. 3366 of 2007

Petitioners

1. Smt. Kamna Jain wife of Shri Deepak Jain, aged about 32 years, resident of Bastar Road, Dhamtari, Distt. Dhamtari (CG)
2. Maya Devi Panjwani, wife of Moti Ram Panjwani, aged about 55 years, resident of Isaipara, Dhamtari, Distt. Dhamtari (C.G.)
3. Smt. Bharati Khandelwal, wife of Shri Ramesh Khandelwal, aged about 45 years, resident of Santlahri Nagar, Dhamtari, Distt. Dhamtari (C.g.)
4. Dr. Dilip Rathore, son of Shri Babulal Rathore, aged about 45 years, resident of - Santlahri Nagar, Dhamatari, Dist. Dhamtari (C.G.)
5. Chandresh Rathore, son of Shri Babulal Rathore, aged about 40 years, resident of-Santlahri Nagar, Dhamtari, Distt. Dhamtari (CG)
6. Shivnath Gupta, son of Late Jagmohan Prasad Gupta, aged about 50 years, resident of Tikrapara, Kanker, Distt. Kanker (C.G.)
7. Binda Devi Gupta, wife of Shri Shivnath Gupta, aged about 48 years, resident of Tikarapara, Kanker, Distt. Kanker (C.G.)

Versus

Respondents

1. State of Chhattisgarh, through the Secretary, Department Town and Country Planning (Nagar Tatha Gram Nivesh) Dau Kalyan Singh Bhawan, Raipur (C.G.)
2. Collector, Dhamatari (C.G.)
3. Land Acquisition Officer, Dhamtari, Distt. Dhamtari (CG)
4. Nagar Palika Parishad, through its President, Dhamtari (C.G.)
5. Director, Town and Country Planning, Raipur (C.G.)
6. Managing Director, District Industries and Business Centre, Dhamtari (C.G.)
7. Tahsildar, Tah and Distt. Dhamtari (C.G.)
8. Patwari, Patwari Halka No. 18 (Village Shyamtaria), Distt. Dhamtari (C.G.)

51

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

SB: Hon'ble Mr. Justice **Satish K. Agnihotri**

Shri T.K. Tiwari, Advocate for the petitioners.
Shri Yashwant Singh Thakur, Govt. Advocate for the respondents No. 1 and 2/State.

ORDER
(Passed on this 20th day of June, 2007)

1. Learned counsel appearing for the respondents No. 1 and 2 submits that this petition is pre-mature, as no steps after receipt of the objection by the land owners have been taken. The concerned respondents are under an obligation to consider the objection raised by the land owners. The same is under process at this juncture and this petition be dismissed as not maintainable.

2. Learned counsel appearing for the petitioners submit that in view of the submission made by learned counsel appearing for the respondents No. 1 and 2, nothing survives in this mater.

3. The writ petition is accordingly disposed of.

Sd/-
Satish K. Agnihotri
Judge

B/-